

ORIGINAL  
FILED

NOV - 8 2007

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT  
COURT FOR THE  
NORTHERN DISTRICT OF  
CALIFORNIA.

E-filing

CV 07 5679

PLEASE TAKE NOTICE:

This will be an INVENTORY OF series of exhibits.

JF (PR)

1. EXHIBIT. 1-5.
2. EXHIBIT. 1-4.
3. EXHIBIT. 1-7.
4. EXHIBIT 1-4.
5. EXHIBIT 1-5.

1  
2 UNITED STATES DISTRICT  
3 COURT FOR THE  
4 NORTHERN DISTRICT OF  
5 CALIFORNIA.

6 I. EXHIBIT.

7 I have shown an abundance of evidence that will  
8 point out that the ruling that JUDGE WALKER  
9 order that I could not be reached.

10 Please look at my account at the  
11 U.S.P.S, JOHN STEINBECK STATION  
12 SALINAS, C.A. 93902. Also I have receipt of  
13 proof that I sent to your department that  
14 I used an P.O. BOX of 2790.

**U.S. District Court  
California Northern District (San Jose)  
CIVIL DOCKET FOR CASE #: 5:06-cv-05560-JF  
Internal Use Only**

Maldonado v. The Superior Court of San Benito County  
Assigned to: Hon. Jeremy Fogel  
Cause: 28:1651 Petition for Writ of Habeas Corpus

Date Filed: 09/11/2006  
Jury Demand: None  
Nature of Suit: 530 Habeas Corpus  
(General)  
Jurisdiction: Federal Question

**Petitioner**  
**Carmen Roy Maldonado, Jr.**

represented by **Carmen Roy Maldonado, Jr.**  
T 72346  
460 California Street, Apt #9  
Salinas, CA 93906  
**PRO SE**

V.

**Defendant**

**California Department of  
Corrections  
AKA-I.G.I.**

**Respondent**

**The Superior Court of San Benito  
County**

Date Filed	#	Docket Text
09/11/2006	31	PETITION for Writ of Habeas Corpus. Filed by Carmen Roy Maldonado, Jr. (gm, COURT STAFF) (Filed on 9/11/2006) (Entered: 09/14/2006)
09/11/2006	32	CLERK'S NOTICE re completion of In Forma Pauperis affidavit or payment of filing fee due within 30 days. (gm, COURT STAFF) (Filed on 9/11/2006) (Entered: 09/14/2006)
09/19/2006	33	MOTION for Leave to Proceed in forma pauperis filed by Carmen Roy Maldonado, Jr. (gm, COURT STAFF) (Filed on 9/19/2006) (Entered: 09/21/2006)
12/05/2006	34	Letter from Carmen Roy Maldonado, Jr.. (gm, COURT STAFF) (Filed on 12/5/2006) (Entered: 12/08/2006)
03/01/2007	35	ORDER OF DISMISSAL WITH LEAVE TO AMEND. Signed by Judge

		Jeremy Fogel on 3/1/07. (jfsec, COURT STAFF) (Filed on 3/1/2007) (Entered: 03/01/2007)
03/01/2007	●6	ORDER DENYING MOTION TO PROCEED IN FORMA PAUPERII; GRANTING EXTENSION OF TIME TO FILE IN FORMA PAUPERIS APPLICATION OR PAY FILING FEE WITHIN THIRTY DAYS by Judge Jeremy Fogel denying [3] Motion for Leave to Proceed in forma pauperis (jfsec, COURT STAFF) (Filed on 3/1/2007) (Entered: 03/01/2007)
03/09/2007	●7	MOTION for Leave to Proceed in forma pauperis filed by Carmen Roy Maldonado, Jr. (gm, COURT STAFF) (Filed on 3/9/2007) (Entered: 03/13/2007)
03/09/2007	●8	EXHIBIT the Evidence from Superior Court, County of San Benito Court Case CR05-1515 filed by Carmen Roy Maldonado, Jr. (gm, COURT STAFF) (Filed on 3/9/2007) (Entered: 03/13/2007)
03/15/2007	●9	AMENDED PETITION FOR A WRIT OF HABEAS CORPUS against California Department of Corrections. Filed by Carmen Roy Maldonado, Jr. (gm, COURT STAFF) (Filed on 3/15/2007) (Entered: 03/16/2007)
03/15/2007	●10	EXHIBITS re [9] Amended Complaint filed by Carmen Roy Maldonado, Jr. (Related document(s)[9]) (gm, COURT STAFF) (Filed on 3/15/2007) (Entered: 03/16/2007)
05/11/2007	●11	ORDER RE ELECTRONIC FILING IN CASES WITH UNREPRESENTED PARTIES: Case designated for electronic filing. Effective immediately all represented parties will e-file their submissions to the court. Represented parties will be required to serve paper copies by mail on unrepresented parties. Unrepresented litigants will continue to file and serve all submissions to the court in paper form unless prior leave is obtained from the assigned judge. Signed by Chief Judge Vaughn Walker dated 5/11/07. Copy mailed to counsel of record. (gm, COURT STAFF) (Filed on 5/11/2007) (Entered: 05/18/2007)
05/29/2007	●12	Mail Returned as Undeliverable insufficient addres, unable to forward. Mail sent to Carmen Maldonado re Electronic Filing Order from Judge Walker dated 5/11/2007. (bw, COURT STAFF) (Filed on 5/29/2007) (Entered: 05/31/2007)



COMPUTERIZED FORWARDING SYSTEM  
UNITED STATES POSTAL SERVICE  
2000 ROYAL OAKS DR FL 2  
SACRAMENTO CA 95813-0002

Dear CARMEN ROY MALDONADO JR,

The Postal Service has received a Change-of-Address Order (PS Form 3575) asking us to forward mail **FROM** the following address for:

**CARMEN ROY MALDONADO JR, INDIVIDUAL ONLY**

\*\*\* PRSRT



CURRENT RESIDENT OR  
CARMEN ROY MALDONADO JR  
83 S HEBBRON AVE  
SALINAS CA 93905-3130



The purpose of this letter is to confirm that this request to forward mail is correct.

If this Change-Of-Address Order is for someone who has already moved from this address, no action is needed.

If the information listed above is correct, no action is needed.

If anything is incorrect with the Change-Of-Address order shown above, or if you did not ask the Postal Service to forward your mail, please call 1-800-ASK-USPS (1-800-275-8777).

It is important that we work together to ensure proper mail delivery. The United States Postal Service values you as a customer, and we appreciate the opportunity to serve you.

Si Ud. no habla ingles o no comprende esta carta, favor de llevar esta carta a su oficina local de correo para ayuda.

(If you do not speak English or you do not understand this letter, please take it with you to your local post office for assistance.)



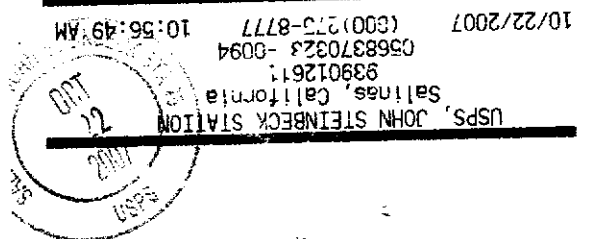
Notice 32-B, July 2000

# P.O. Box Fee Due

**Box or caller fee due by the last day of this month**  
Boxes will be closed if fee is not paid by due date.  
Please disregard if payment has been made.  
Please write box number on your check.

Box Number(s) 2790 <sup>#</sup>  
Amount

☐ Annual 93902  
Box # 2790  
CARMEN ROY MALDONADO JR  
6 Months: \$20.00 12 Months: \$40.00  
Due Date: 10/31/2007



Product	Sale Unit	Qty	Price	Final Price
<b>Sales Receipt</b>				
P.O. Box	2790			
Name: maldonado,				
Period: 6 Months				
Service Fee				
10/31/2007 - 04/29/2008				
Total:				
Paid by: Cash				
\$20.00				

Order stamps at USPS.com/shop or call 1-800-Stamp24. Go to USPS.com/clickship to print shipping labels with postage. For other information call 1-800-ASK-USPS.  
Bill #: 1000601628877  
Clerk: 11

All sales final on stamps and postage. Refunds for guaranteed services only. Thank you for your business.  
\*\*\*\*\*  
HELP US SERVE YOU BETTER  
Go to: <http://gk.gallup.com/pos>  
TELL US ABOUT YOUR RECENT POSTAL EXPERIENCE  
YOUR OPINION COUNTS  
\*\*\*\*\*

Customer Copy

1  
2 UNITED STATES DISTRICT  
3 COURT FOR THE  
4 NORTHERN DISTRICT OF  
5 CALIFORNIA.

6 2. EXHIBIT.

7 I will show the print out of where the ruling was  
8 made. Also I will give you a print out of how I  
9 filed to the U.S. DISTRICT COURT that I USED  
10 an P.O. BOX.  
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**PETITION FOR A WRIT OF HABEAS CORPUS BY A PERSON IN STATE CUSTODY**

Name MALDONADO J.R. CARMEN ROY  
 (Last) (First) (Initial)

Prisoner Number T-72346

Institutional Address On parole po. box 2790 Salinas C.A. 93902

**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA**

CARMEN ROY MALDONADO J.R.

(Enter the full name of plaintiff in this action.)

vs.

JUDGE STEVEN R. SANDERS THE ACTTING

D.A JOHN J. SANSFIED

THE DEPUTY COMMISSONER OF THE

DEPT OF CORRECTIONS OF C.D.C

(Enter the full name of respondent(s) or jailer in this action)

Case No. \_\_\_\_\_

(To be provided by the clerk of court)

**PETITION FOR A WRIT  
 OF HABEAS CORPUS**

**PETITION FOR A WRIT OF HABEAS CORPUS BY A PERSON IN STATE CUSTODY**

Name MALDONADO J.R. CARMEN ROY  
 (Last) (First) (Initial)

Prisoner Number T-72346

Institutional Address On state parole

**ORIGINAL  
 FILED**

MAR 15 2007

RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE

**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA**

CARMEN

ROY MALDONADO J.R.

(Enter the full name of plaintiff in this action.)

vs.

CALIFORNIA DEPARTMENT OF

CORRECTIONS

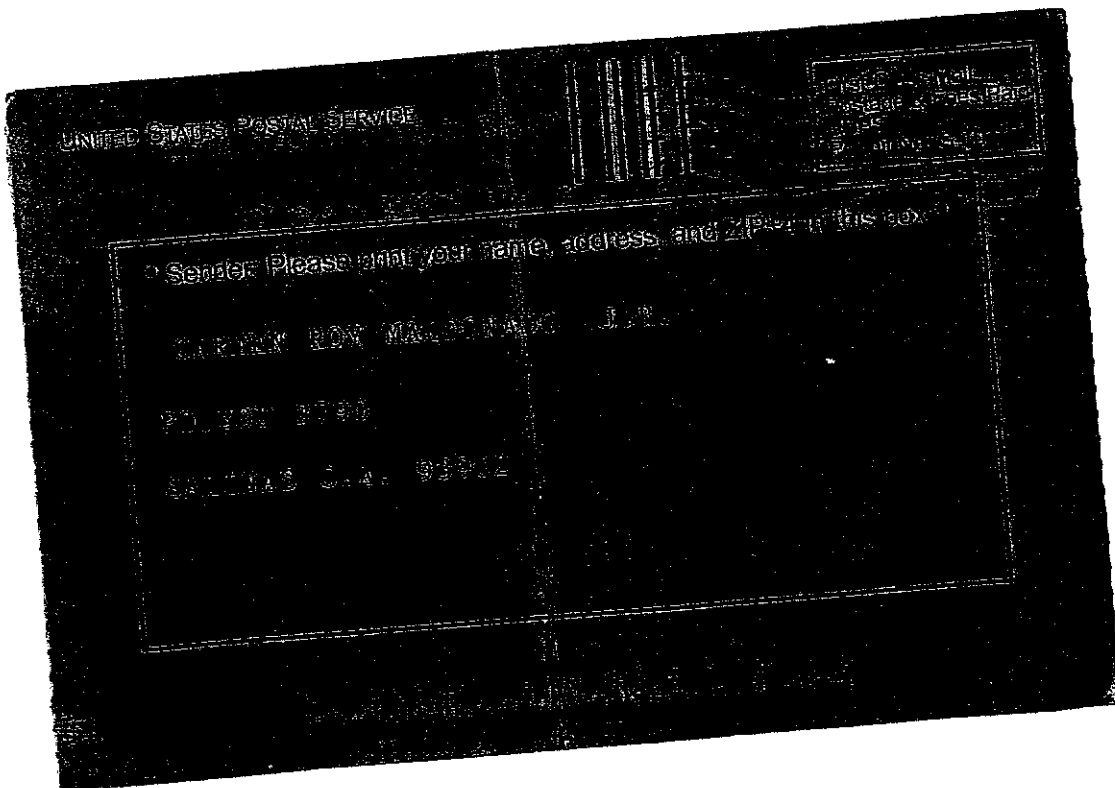
AKA- I.G.I.

Case No. \_\_\_\_\_

(To be provided by the clerk of court)

**PETITION FOR A WRIT  
 OF HABEAS CORPUS**



[illegible]

**SENDER: COMPLETE THIS SECTION**

☐ Complete rates 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.

☐ Print your name and address on the reverse so that we can return the card to you.

☐ Affix this card to the back of the mail piece, or on the front if space permits.

**1. Addressee:**  
 HENRY JAMES DISTRICT OF COLUMBIA  
 100 PENNSYLVANIA AVENUE  
 WASHINGTON DC 20540

**2. Article Number:**  
 (Transfer from service label) **1148131010495US**

**COMPLETE THIS SECTION ON DELIVERY**

**3. Signature:** *[Signature]*

**4. Registered by (Print or Stamp):** *[Signature]*

**5. Date of Delivery:** *[Signature]*

**6. Registered address different from item 1:** ☐ Yes ☒ No

**7. Restricted delivery address shown:** ☐ Yes ☒ No

**8. Service Type:**  
☐ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ Signature Required  
☐ Restricted Delivery? ☐ Yes ☒ No

**9. Barcode:** **1148131010495US**

**EXPRESS**

**UNITED STATES Postal Service**

**First Class Mail**

**Permit No. 1000**

**Postage and Fees**

**Return to:**

**Sender: Please print your name, address, and ZIP+4 in this box.**

*HENRY JAMES DISTRICT OF COLUMBIA*  
*100 PENNSYLVANIA AVENUE*  
*WASHINGTON DC 20540*

UNITED STATES DISTRICT  
COURT FOR THE  
NORTHERN DISTRICT OF  
CALIFORNIA.

3. EXHIBIT.

Now the cases on both cases

In re: CALIFORNIA DEPARTMENT OF CORRECTIONS,

AKA I.G.I. and In re: THE SUPERIOR COURT OF SAN

BENITO COUNTY are open cases in which will bring an old  
case that had lead into this investigation.

I had left to the JUSTICE DEPT.

in which way the DEFENDANT want to pursue for the  
fact that an INQUIRY OF investigation there is an open  
criminal case that surrounds these facts that can be  
all consolidate together that is why in which  
way your depart would like to take in which if  
one case is reached I will be limited or could not  
use the facts that are creditable that surrounds all  
these cases.

OFFICE OF THE CLERK  
**UNITED STATES DISTRICT COURT**  
NORTHERN DISTRICT OF CALIFORNIA

RICHARD W. WIEKING  
CLERK

280 S. First St., Room 2112  
San Jose, CA 95113  
(408) 535-5363

September 21, 2006

Carmen Roy Maldonado, Jr.  
460 California Street, Apt. 9  
Salinas, CA 93906

Dear Mr. Maldonado:

We have received your money orders #08-540272005 in the amount of \$5.00 and #08-540272006 in the amount of \$5.00; however, we are returning them for the following reason:

— We do not accept "not to exceed" checks. Please contact the appropriate court personnel for the exact amount to remit.

— Your check is issued in the wrong amount. The correct amount should be \$

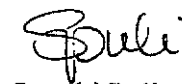
— We are unable to determine the purpose of your payment. Please provide the case number, case name and purpose of your payment.

X Other: The money orders are not signed.

Please sign the money orders, and then resubmit them to our office.

Thank you.

Sincerely,



Snooki Puli  
Finance Deputy

Enclosures

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ORIGINAL  
FILED  
NOV 11 PM 3:03  
CLERK'S OFFICE  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Dear Sir or Madam:

C 06 5560

Your petition has been filed as civil case number \_\_\_\_\_

Your petition is deficient because:

JH  
(PR)

1. 1 You did not pay the appropriate filing fee of \$5.00. If you are unable to pay the entire filing fee at this time, you must sign and complete this court's Prisoner's In Forma Pauperis Application in its entirety.

2.        The In Forma Pauperis Application you submitted is insufficient because:

       You did not use the correct form. You must submit this court's current Prisoner's In Forma Pauperis Application.

       Your In Forma Pauperis Application was not completed in its entirety.

       You did not sign your In Forma Pauperis Application.

       You did not submit a Certificate of Funds in Prisoner's Account completed and signed by an authorized officer at the prison.

       You did not attach a copy of your prisoner trust account statement showing transactions for the last six months.

       Other \_\_\_\_\_

Enclosed you will find this court's current Prisoner's In Forma Pauperis Application, which includes a Certificate of Funds in Prisoner's Account form, and a return envelope for your convenience.

**Warning:** If you do not respond within **THIRTY DAYS** from the filing date stamped above, your action will be dismissed and the file closed.

Sincerely,  
RICHARD W. WIEKING, Clerk,

By \_\_\_\_\_  
Deputy Clerk

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

Dear Sir or Madam:

**Your petition has been filed as civil case number**

**Your petition is deficient because:**

1. 0 You did not pay the appropriate filing fee of \$5.00. If you are unable to pay the entire filing fee at this time, you must sign and complete this court's Prisoner's In Forma Pauperis Application in its entirety.

2. \_\_\_\_ The In Forma Pauperis Application you submitted is insufficient because:

           You did not use the correct form. You must submit this court's current Prisoner's In Forma Pauperis Application.

\_\_\_\_\_ Your In Forma Pauperis Application was not completed in its entirety.

           You did not sign your In Forma Pauperis Application.

       You did not submit a Certificate of Funds in Prisoner's Account completed and signed by an authorized officer at the prison.

\_\_\_\_\_ You did not attach a copy of your prisoner trust account statement showing transactions for the last six months.

Other

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**Warning: If you do not respond within THIRTY DAYS from the filing date stamped above, your action will be dismissed and the file closed.**

Sincerely,  
 RICHARD W. WIEKING, Clerk.

By \_\_\_\_\_  
Deputy Clerk

**WESTERN UNION MONEY ORDER** **INTEGRATED PAYMENT SYSTEMS, INC. - ISSUER**  
Greenwood Village, Colorado

08-540272005

AGENT 752299 DATE 091406 TIME 1917 25 5:00  
08540272005 LOCATION 014295

**PAY EXACTLY FIVE DOLLARS AND NO CENTS \*\*\*\*\***

**PAY EXACTLY** **NOT GOOD OVER \$500** **PAY TO THE ORDER OF** **PURCHASER'S ADDRESS** **PAYMENT FOR ACCT. #**

Western Union Money Order and Design is a service mark of Western Union Holdings, Inc./Payable at Wells Fargo Bank Grand Junction - Downtown, N.A., Grand Junction, Colorado

⑆102100400⑆ 40085402720052⑈

MONEY ORDER RECEIPT - NON NEGOTIABLE

AGT 752299 LOC 014295 DT 091406 \$5.00 \*\*5DOLLARS AND NO CENTS\*

Payable to:  
RETAIN THIS MONEY ORDER RECEIPT. IT MUST BE INCLUDED WITH ALL REPAIR REQUESTS. BE SURE TO READ IMPORTANT INFORMATION BELOW AND ON BACK.  
PURCHASE AGREEMENT: You the purchaser agree that Integrated Payment Systems Inc. (IPS) need not stop payment on, or replace, or refund a lost or stolen IPS Money Order unless (1) you fill in the facts of the Money Order at the time of purchase, and (2) you report the loss or theft to Integrated Payment Systems Inc. in writing immediately, and (3) You provide IPS with this original Money Order receipt issued by Integrated Payment Systems Inc., Englewood, Colorado. For customer service, call 1-800-999-9660.



LOAD THIS DIRECTION, THIS SIDE UP →

**WESTERN UNION MONEY ORDER** **INTEGRATED PAYMENT SYSTEMS, INC. - ISSUER**  
Greenwood Village, Colorado

08-540272006

AGENT 752299 DATE 091406 TIME 1917 25 5:00  
08540272006 LOCATION 014295

**PAY EXACTLY FIVE DOLLARS AND NO CENTS \*\*\*\*\***

**PAY EXACTLY** **NOT GOOD OVER \$500** **PAY TO THE ORDER OF** **PURCHASER'S ADDRESS** **PAYMENT FOR ACCT. #**

Western Union Money Order and Design is a service mark of Western Union Holdings, Inc./Payable at Wells Fargo Bank Grand Junction - Downtown, N.A., Grand Junction, Colorado

⑆102100400⑆ 40085402720061⑈

MONEY ORDER RECEIPT - NON NEGOTIABLE

AGT 752299 LOC 014295 DT 091406 \$5.00 \*\*5DOLLARS AND NO CENTS\*

Payable to:  
RETAIN THIS MONEY ORDER RECEIPT. IT MUST BE INCLUDED WITH ALL REPAIR REQUESTS. BE SURE TO READ IMPORTANT INFORMATION BELOW AND ON BACK.  
PURCHASE AGREEMENT: You the purchaser agree that Integrated Payment Systems Inc. (IPS) need not stop payment on, or replace, or refund a lost or stolen IPS Money Order unless (1) you fill in the facts of the Money Order at the time of purchase, and (2) you report the loss or theft to Integrated Payment Systems Inc. in writing immediately, and (3) You provide IPS with this original Money Order receipt issued by Integrated Payment Systems Inc., Englewood, Colorado. For customer service, call 1-800-999-9660.

LOAD THIS DIRECTION, THIS SIDE UP →

SECTION, T, SIDE UP



**EXPRESS MAIL**  
UNITED STATES POSTAL SERVICE®

**Customer Copy**  
Label 11-B, March 2004

**Post Office To Addressee**

**DELIVERY (POSTAL USE ONLY)**

Delivery Attempt	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day			
Delivery Attempt	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day			
Delivery Date	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day			

**CUSTOMER USE ONLY**

**PAYMENT BY ACCOUNT**  
Express Mail Corporate Acct. No. ☐   
Federal Agency Acct. No. or Postal Service Acct. No. ☐

**ORIGIN (POSTAL SERVICE USE ONLY)**

PO ZIP Code: 93901  
Day of Delivery: ☒ Next ☐ 2nd ☐ 2nd Del. Day  
Scheduled Date of Delivery: Month: 10 Day: 3  
Return Receipt Fee: \$  
Date Accepted: 10/2/06  
Mo. Day Year  
Time Accepted: ☒ AM ☐ PM  
Rate: ☐ or Weight  
Rate: \$  
Weight: lbs. ozs.  
Postage: \$14.40  
COD Fee: \$  
Insurance Fee: \$  
Total Postage & Fees: \$14.40  
Int'l Alpha Country Code:   
Acceptance Emp. Initials:   
FROM: (PLEASE PRINT) PHONE:   
CARMEN 101 MALDONADO DR  
760 CALIFORNIA ST APT 9  
SALINAS 93901

**FOR PICKUP OR TRACKING**  
Visit [www.usps.com](http://www.usps.com)  
Call 1-800-222-1811

**TO: (PLEASE PRINT) PHONE:**  
CLERK U.S. DISTRICT COURT  
280 SOUTH FIRST ST RM 212  
SAN JOSE CA 95113-9916

ZIP + 4 (U.S. ADDRESSES ONLY. DO NOT USE FOR FOREIGN POSTAL CODES.)  
+  
FOR INTERNATIONAL DESTINATIONS, WRITE COUNTRY NAME BELOW.

**EXPRESS MAIL**  
UNITED STATES POSTAL SERVICE®

**Post Office To Addressee**

**DELIVERY (POSTAL USE ONLY)**

Delivery Attempt	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day			
Delivery Attempt	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day			
Delivery Date	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day			

**CUSTOMER USE ONLY**

**PAYMENT BY ACCOUNT**  
Express Mail Corporate Acct. No. ☐   
Federal Agency Acct. No. or Postal Service Acct. No. ☐

**ORIGIN (POSTAL SERVICE USE ONLY)**

PO ZIP Code: 93901  
Day of Delivery: ☐ Next ☐ 2nd ☐ 2nd Del. Day  
Scheduled Date of Delivery: Month: 10 Day: 3  
Return Receipt Fee: \$  
Date Accepted: 10/2/06  
Mo. Day Year  
Time Accepted: ☐ AM ☐ PM  
Rate: ☐ or Weight  
Rate: \$  
Weight: lbs. ozs.  
Postage: \$14.40  
COD Fee: \$  
Insurance Fee: \$  
Total Postage & Fees: \$14.40  
Int'l Alpha Country Code:   
Acceptance Clerk Initials:   
FROM: (PLEASE PRINT) PHONE:   
CARMEN 101 MALDONADO DR  
760 CALIFORNIA ST APT 9  
SALINAS CA 93901

**FOR PICKUP OR TRACKING CALL 1-800-222-1811**  
[v.usps.com](http://v.usps.com)

**TO: (PLEASE PRINT) PHONE:**  
U.S. DISTRICT COURT  
450 GOLDEN GATE AVE  
P.O. BOX 36060  
SAN FRANCISCO CA 94102-7650

ZIP + 4



RECEIPT FOR PAYMENT  
UNITED STATES DISTRICT COURT  
for the  
NORTHERN DISTRICT OF  
CALIFORNIA

SAN JOSE, CA  
5515476

RECEIVED FROM:

MALDONADO, CARMEN R  
460 CALIFORNIA APT. 9  
SALINAS, CA 93906

Case Number:  
5:06CV5561-JF

F/U/B/O:  
Party ID:

Tender Type: MONEY  
ORDER \$5.00  
07-086900  
Habeas

Remarks: #08540272006

Subtotal: \$5.00

Receipt Total: \$5.00

\* Checks and drafts are accepted  
subject to collections and full  
credit will only be given when  
the check or draft has been  
accepted by the financial  
institution on which it was drawn.

Date: 10/3/06  
Clerk: SM

RECEIPT FOR PAYMENT  
UNITED STATES DISTRICT COURT  
for the  
NORTHERN DISTRICT OF  
CALIFORNIA

SAN JOSE, CA  
5515475

RECEIVED FROM:

MALDONADO, CARMEN R  
460 CALIFORNIA ST. APT. 9  
SALINAS, CA 93906

Case Number:  
5:06CV5560-JF

F/U/B/O:  
Party ID:

Tender Type: MONEY  
ORDER \$5.00  
07-086900  
Habeas

Remarks: #08540272005

Subtotal: \$5.00

Receipt Total: \$5.00

\* Checks and drafts are accepted  
subject to collections and full  
credit will only be given when  
the check or draft has been  
accepted by the financial  
institution on which it was drawn.

Date: 10/3/06  
Clerk: SM

UNITED STATES DISTRICT  
COURT FOR THE  
NORTHERN DISTRICT OF  
CALIFORNIA.

4. EXHIBIT.

I have proof that I did send the set amount that the court  
had asked of me.

Also I have a copy of a tape of my parole hearing  
also the ATTORNEY IN THE CRIMINAL has other tapes on the  
night this crime took place also the under officer  
reports into this investigation in which the officer had reported  
in her reports that I was in part of a drug ring.

That after I had left the residence that after a gang  
related shooting had taken place.

Also due to the ongoing investigation the state  
tried to make this a gang related case or plot on my  
behalf. In which the case ended nowhere.

CHENOA SUMMERS  
ATTORNEY AT LAW  
455 San Benito Street #24  
Hollister, CA 95023  
(831) 637-9723

January 3, 2006

Carmen Roy Maldonado, Jr.  
CDC No. T-72346  
San Quentin Prison  
San Quentin, CA 93964


Re: San Benito County Superior Court Case No. CR-05-01515

Dear Carmen:

Please find enclosed a copy of the Proceedings Disposition Notice from the above referenced matter. As you can see from such notice your case has been dismissed in the interest of justice.

I wish you well.

Sincerely,



Chenoa Summers, Esq.

Enc.

EXBIT.4. 1 of 1

January 25, 2005

Page 4

California prison and parole systems. However, you have the right and ability to advocate for yourself.

### **Challenging the Reason for Your Parole Hold:**

If you have not had a revocation hearing yet, and believe you should not be in custody because the charges are wrong, or for some other reason, you can appeal your parole hold on a CDC 602 form (green form). You have a right to appeal the reasons for your parole hold even before you have a revocation hearing. (This is in Title 15, Section 2604.) APPEAL PAROLE HOLD!

### **Challenging a Delay in Your Revocation Process:**

If you have not had a revocation hearing yet, and believe you have been waiting too long for the hearing, you may want to challenge the delay in your individual case, by filing a "habeas corpus" petition. We have enclosed a manual that explains how to file a habeas petition, including the necessary form.

If you file a habeas petition, you should ask the court to appoint a lawyer to represent you in the habeas proceeding, pursuant to California Rules of Court, Rule 4.551. However, it is very likely that your revocation case will be processed by the BPT before the court can rule on your habeas petition, and that your petition will be dismissed as moot.

★ When you get to your revocation hearing, be sure to tell the Deputy Commissioner that you want the charges dismissed because you were hurt by the delay. Tell the Deputy Commissioner why the delay hurt your case. For example, if witnesses became unavailable, or if they forgot some of the details of what happened, tell the Deputy Commissioner about these problems and how they hurt your case. ★

### **Challenging the Results of Your Revocation Hearing:**

The BPT has gotten rid of its administrative appeal system (BPT 1040) for all parole decisions on or after May 1, 2004.

If you want to challenge a BPT decision about parole revocation, grant or denial of parole, attorney appointment for hearings, or due process ("discretionary decisions"), you can go straight to court to challenge the decision, by filing a habeas corpus petition, without having to file an administrative appeal first. We have enclosed a manual that explains how to file a habeas petition, including the necessary form.

If you want the BPT to fix a clerical mistake, or a mistake about mandatory discharge, credit eligibility during revocation terms, or other rules of law ("non-discretionary decisions") you should write a letter to:

Board of Prison Terms  
Quality Control Unit  
1515 "K" Street, 6th Floor  
Sacramento, CA 95814.

STATE OF CALIFORNIA

CHARGE SHEET/REVOCATION TRACKING/SC SCHEDULING REQUEST  
CDC 1676 (4/91)

DISTRIBUTION: DEPARTMENT OF CORRECTIONS

ORIGINAL - BOARD REPORT

1 COPY - R.H.C.

REPORT TO: ☒ BOARD OF PRISON TERMS☐ NARCOTIC ADDICT EVALUATION AUTHORITY

2ND COPY - H.A.

3RD COPY - PAROLEE

4TH COPY - U.S.

**PRIORITY**

CDC NUMBER <b>T72346</b>	NAME (LAST, FIRST, MI) <b>Maldonado, Carmen</b>	NAME BOOKED AS <b>Same</b>	REGION/UNIT <b>II/ Salinas I</b>	CSTCU - ST <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ARREST DATE <b>9/9/05</b>	ARRESTING AGENCY <b>Hollister PD</b>	BPT REFERRALS: <input checked="" type="checkbox"/> MANDATORY <input type="checkbox"/> NON-MANDATORY	BOOKING NUMBER AND/OR LOCATION <b>100830/ San Benito Co. Jail</b>	
ARREST CODE * <b>B</b>	* ARREST CODES: A P&CSD STAFF ALONE AB P&CSD ASSISTED BY LAW ENFORCEMENT AGENCY B LAW ENFORCEMENT AGENCY ALONE D LAW ENFORCEMENT AGENCY WITH INFORMATION FROM P&CSD			
HOLD DATE <b>9/9/05</b>	DISCOVERY DATE <b>9/9/05</b>	HOLD REMOVED DATE	AGENT OF RECORD <b>A. Beck</b>	CONTROLLING DATE <b>1/8/08</b>
DISCHARGE REVIEW DATE <b>4/27/06</b>		IMMINENT DISCHARGE <input type="checkbox"/>		
CHARGES AND CODES		CHARGES AND CODES		
1. Cond. 4: Under the Influence of Methamphetamine (780)		4. Cond. 4: Vandalism/ Malicious Mischief (972)		
2. Cond. 4: Attempted Carjacking (991)		5.		
3. Cond. 4: Possession of a Firearm (825)		6.		
REASON FOR RETAINING PAROLE HOLD: PAROLEE DANGER TO:		DATE COPY SENT TO PAROLEE		
<input type="checkbox"/> ABSCOND <input checked="" type="checkbox"/> SELF <input checked="" type="checkbox"/> PROPERTY-OTHERS <input checked="" type="checkbox"/> SAFETY-OTHERS		INITIALS OF PERSON SENDING <b>SEP 21 2005</b>		

## Supporting Evidence:

**SR-DRU**

**Charges 1, 2 & 3:** On 9/9/05, Hollister Police Officers responded to a report of a possible carjacking. They were advised the suspect was seen trying to get inside of vehicles that were stopped at an intersection. The suspect was described as a Hispanic male, heavy set, wearing a dark baseball hat, a white polo shirt and baggy jeans. Once on scene, county communications advised that the suspect was calling from the rear unit of a house in Hollister. The suspect admitted he had tried to carjack someone at the intersection in question and further stated he had a loaded .45 caliber handgun in his possession. The suspect was advised to put the gun down and step out onto the sidewalk with his hands up. As the officers approached the area on foot, they observed a subject matching the above description. Maldonado was asked where he left the gun and he stated he threw it over the fence. A search was made to find the gun but it could not be located. While speaking with Maldonado, the officers noted he displayed the objective symptoms of someone under the influence of a stimulant. Maldonado was dripping with sweat on a cold night and was only wearing a single shirt, he had significantly dilated pupils, he continued to smack his lips and appeared to have dry mouth, lack of concentration and restless and anxious behavior. Maldonado was placed in custody and was instructed to sit in the back of the patrol car and he refused. After several instructions to sit, he complied. Once in the back, he began to kick violently at the side window. After Maldonado arrived at the jail, he immediately took a fighting stance by flexing his arms and clenching his fists. He refused several instructions to sit on the bench in the booking area. Due to Maldonado's aggressive behavior and erratic movements, he was escorted to the safety cell. After being secured in the cell he began to scream in several frequencies. The officer was unable to complete his field sobriety tests and they were unable to obtain a blood sample due to Maldonado's combative behavior.

**Parolee's Statement:** Maldonado stated there was no gun and he wasn't under the influence. He wanted to know when his hold was going to be lifted.

**Attachments:** Hollister Police report, case# HG0503508.

**Witnesses:** Hollister Police Officer Dorman

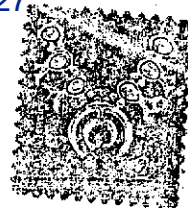
**Court Information:** Maldonado has a court date of 9/20/05 on case# CR0501515.

*EXHIBIT 2*

UNITED STATES DISTRICT  
COURT FOR THE  
NORTHERN DISTRICT OF  
CALIFORNIA.

5. EXHIBIT.

Here are some letters that I had sent to other offices  
that surrounded this case.



THE STATE OF CALIFORNIA  
STATE BOARD  
OF  
CONTROL  
P.O. BOX-3035  
SACRAMENTO CA

95812-3035

for mail clonado for T-71316  
Mesa 37  
S CA 93906



OFFICE OF THE CHIEF TRIAL  
COUNSEL/INTAKE  
STATE BAR OF CALIFORNIA  
1149 SOUTH HILL ST  
LOS ANGELES CA 90015-2679

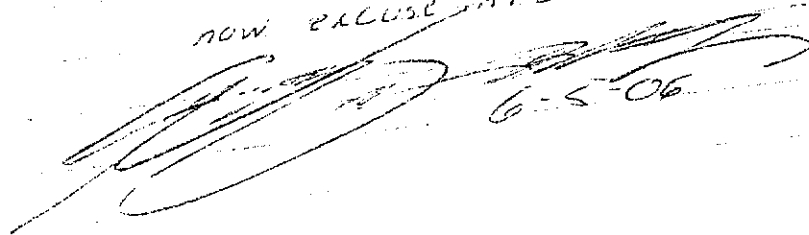
Greetings

Sin my name is Carmen Ros. Maldonado Jr. F-72346.  
D.O.B. 11-7-75. I have two judges of two different counties.

I want to see if my claims towards your own office to  
see if an federal or state investigation can take place  
to these officers' backgrounds due to these officers' handling  
state or judging or handling the moral judgement  
for the people of California due to the same investigation  
into my case and a corruption into the people not holding  
me by a sure trial did not wish to to further the set  
rules of court

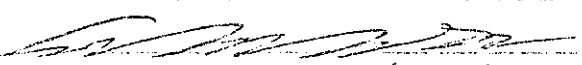
The 1st District of Appeals denied my appeal but I will  
follow the next steps of appeals to see if these judges  
acted out of order as an officer of court.  
if your office find not want to investigate this matter  
please send me the proper forms for me to file  
so your office and union can be aware  
the governors and C.D.C. officers aware  
and the state bar of California as well

With that said I  
now excuse my self

  
6-5-06



if your branch find this claim true and  
correct please send me more forms  
at this point in time I am trying to accept  
this criminal case but <sup>under</sup> cover officers do not  
wish to come forward due to past run ins  
with some officers in the past or their  
investigation may be effect by my trial  
with that said I now excuse my  
self

  
Carmen Roy 11/11/06 5-5-06

Greetings

In the people of the state of California  
 v. Carmen del Maldonado Jr. CR-05-01515  
 were unsolved crime and state and federal  
 investigation agents were involved into  
 the "murder" police murder and 1970  
 were agents were involved to cover up an gang related  
 plot of shooting into a person or house.  
 My attorney as well as trial judge wished not  
 to trial this case. I tolided and asked the court  
 not to drop my criminal case were misconduct was  
 involved. She her self had entered in the investigation  
 as well once four branch of investigation was completed  
 and one findings in his report and other forms need  
 to be completed. please send them to me  
 all my claim are true and correct.

I know the law under conduct of professional  
 out of civil law but it an attorney with in behalf  
 was can federal and state investigator  
 under the federal and state law attorney  
 an attorney to give up 12 source to avoid  
 and wrong down in a state court injury or a  
 state or federal ground just

I asked the court and her not to drop my case  
 and the investigation into this matter. I stated she  
 and the judge dropped my case and that me sent off to  
 prison and that my case without me  
 presented and dropped my case without me  
 knowing I turn down all deal and that wish was  
 to stand that not the set court of the peace

**COMPLAINT FORM**  
Read reverse side before filing in this form.

Date 5-5-06

- (1) Your name and address CARMEN ROY MALDONADO JR T-72346  
460 CALIFORNIA ST SALINAS CA 93906
- (2) Telephone number: \_\_\_\_\_ Residence \_\_\_\_\_ Work \_\_\_\_\_
- (3) The name, address and telephone number of the attorney being complained about. (See note below.)  
JURY  
AND JUDGE AND AN ATTORNEY  
CHRON SUMMERS ATTORNEY AT LAW 455 SAN JUAN ST #24  
HOLLISTER CA 93961
- (4) Have you or a member of your family complained about this attorney previously?  
Yes ☐ No ☒ If yes, please state to whom the previous complaint was made, its approximate date and disposition.
- (5) Did you employ the attorney? Answer yes or no and, if "yes," give the approximate date you employed him or her and the amount, if any, paid to him.  
JUDGE  
NO THE OF THAT COUNTY APPOINTED HER I WANTED TO DO PRO-RE
- (6) If your answer to 5 above is "no," what is your connection with the attorney? Explain briefly.  
NOTHING I NEVER MET HER OR SHE NEVER HAD HANDLED ANY OF MY  
CRIMINAL CASE
- (7) Write out on a separate piece of paper and send with this form a statement of what the attorney did or did not do that you are complaining about. Please state the facts as you understand them. Do not include opinions or arguments. If you employed the attorney, state what you employed him to do. Sign and date such separate piece of paper. Further information may be requested. (Attach copies of pertaining documents.)
- (8) If your complaint is about a law suit, answer the following, if known:
- (a) Name of court (For example, Superior Court or Municipal - in what county)  
THE STATE OF CALIFORNIA  
OF THE COUNTY OF SAN BENITO COUNTY CR-05-01515
- (b) Title of the suit (For example, Smith against Jones). APPHIS OF 1ST DISTRICT #A113956 WITH #06-006-76
- (c) Number of the suit \_\_\_\_\_
- (d) Approximate date the suit was filed \_\_\_\_\_
- (e) If you are not a party to this suit, what is your connection with it? Explain briefly.
- (9) Size of law firm complained about (\*)  
1 Attorney \_\_\_\_\_ 2 - 10 Attorneys \_\_\_\_\_ 11 + Attorneys \_\_\_\_\_ Don't know \_\_\_\_\_ Govt Attorney \_\_\_\_\_

NOTE: If you are complaining about more than one attorney, write out the information about each in answer to questions 3 through 8 above on separate sheets if necessary.

(\*) Section 6095.1 of the Business and Professions Code mandates that the State Bar compile statistics concerning the size of the attorneys law firm - solo practitioner, small law firm (2-10 attorneys and large law firm (11 + attorneys).

Mail to:  
Office of the Chief Trial Counsel/Intake  
State Bar of California  
1149 South Hill Street  
Los Angeles, California 90015-2299

Signature: 